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**REMARKS**

Applicant provisionally elects the currently amended claims. Applicant withdraws claim 45 as requested by the Examiner.

Former Examiner Williams essentially stated she did not help Applicant with the claims because she felt there was nothing new in the specification (Office Action mailed 5/24/06). This negative attitude and lack of assistance lasted many years and essentially frustrated and corrupted lay Applicant's prosecution efforts to draft any allowable claims.

Two of the disputed prior art references (5,984,880 to Lander and 6,744,370 to Sleichter) cited by the Examiners were not issued, published or otherwise available to the public prior to the Applicant's invention.

The other long disputed reference 5,746,602 to Kikinis was a doll or other item designed solely to be tethered to a local PC host computer. Lay Applicant's specification included self-contained embodiments, such as physically interactive cellular phones and teddy bears with transceivers which did not require a PC host computer. Applicant believes the Examiner should have helped him to draft a claim with a limitation such as "self-contained". But instead, it was not until July 2010, that the Applicant stumbled into using "self-contained" to further distinguish his invention from the cited prior art.

Following the original information disclosures, the Applicant disclosed several mobile device patents and applications on August 4, 2008 which were filed after Applicant's invention. Some were filed after Applicant wrote or met with the associated companies, and told them of his invention, and how it applied to wireless mobile terminals. Applicant feels this was another opportunity for the Examiner to realize this was an area in which they could help the Applicant draft one or more allowable claims. These

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embodiments were part of his original broad claims and they were self-contained whereas all the Office prior art references were not self-contained. A little help years ago with the claims by suggesting using the word limitation "self-contained" would have likely greatly furthered the prosecution.

**Office Action of October 14, 2010 and Class Assignment and Class Searches**

Pro se Applicant feels that all times in the prosecution that class 455 was one of the appropriate classes, but he does not wish to have his application terminated. Therefore Application has amended the claims so as not to be solely reclassified as class 455. Applicant has also amended the other referenced claims to avoid reclassifications and has withdrawn claim 45. Applicant notes that there are various uses for his invention, and appreciates the Examiner's searches in other classes.

Following the November 4, 2010 phone interview with the Examiner the Applicant reviewed the original classifications assigned by the IPC, which were: G06F 3/00, G09B 19/00 and H04L 29/06 (published International Application Status Report on application WO 01/09863). Applicant does not understand why the PCT reclassified his invention by dropping the communication class H04L 29/06 and the other G06F 3/00 designations, why later the USPTO reclassified his invention as class 466/175 "toys" -- seemingly without transceivers. Applicant feels this could be related the former Examiner's oral request that the word "transceivers" should be removed from the specification, which related to item 3, in the first Office Action, mailed April 1, 2002. Applicant so revised the specification but revision was never entered.

Applicant feels the later PCT (after the IPC) international classifications, and the U.S. class 463/39, seem more appropriate than the current child's toy class 466/175. This is because the PCT assigned classes at least included devices with more elements common to Applicant's invention such as: interactive user inputs, electronic processing, and

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wireless signals and communication links. Applicant feels that prosecution of related issued patents with later priority dates should have at least referenced his applications.

**Regarding Claim Amendments to the July 16, 2101 Claims**

Applicant currently amends independent claim 4 by replacing in the preamble of the claim the words, "wireless mobile communication terminal apparatus" with the previous preamble of "powered interactive physical display apparatus". The claim 4 amendment affects all the related dependant claims. While the Applicant has always argued the Examiner's art references were not the same as his invention, Applicant limits the apparatus claims to being "self-contained". None of the cited art references were self-contained.

Applicant has amended claims 46-50 to make these claims dependents of claim 4. Note that apparatus related remote control claims go back to at least original claims 11 and 12.

Applicant has amended independent claims 51 and 53 by replacing self-contained "wireless mobile communication terminal apparatus" and with the previous preamble of "powered interactive physical display apparatus" also amended with the limitation "self-contained". These claim amendments affect the related dependant claims.

Applicant has amended method claim 54 by replacing self-contained "wireless mobile communication terminal apparatus" and with the previous preamble of "powered interactive physical display apparatus" also amended with the limitation "self-contained". These claim amendments affect the related dependant claims. Methods of operating powered physical displays are in title to the application, in the specification and in the original claims 23-25, which were method claims.

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CONCLUSION

Applicant respectfully requests all his current remarks and former arguments be reviewed in the Examiner's reconsideration of the October 14, 2010 Office Action. Applicant feels the prosecution did not progress until the middle of this year, after the Examiner provided useful feedback on Applicant's proposed claim limitations. Applicant requests that the Examiner accept the newly amended elected claims which find support from the original claims 1-25, and the specification.


Applicant requests help from the Examiner with the claims should the Examiner feel the claims are not ready for allowance. Applicant requests the Examiner also help correct drafting mistakes, typos, and help with any misplaced or missing markings of additions and deletions. If the examiner believes that a telephone conference would expedite prosecution of this application, please telephone the undersigned at (619) 301-3555.

Respectfully Submitted

  
Craig L. Linden, pro seCERTIFICATE OF TRANSMISSION BY FACSIMILE

Sir: The undersigned hereby certifies that the Applicant filed this 15 page Reply and Amendment (including a cover page) Via Facsimile to the USPTO Fax number (571) 273-8300.

Dated: November 14, 2010

  
Craig L. Linden